

JAN 16 2007

Atty Docket No. 022041-001420US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Examiner SCHLAPKOHL, Walter

Group Art Unit 1636

**OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER SCHLAPKOHL, Walter**

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Mark G. Erlander, et al., Application No. 10/773,761, filed February 6, 2004 for PREDICTING BREAST CANCER TREATMENT OUTCOME are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Transmittal Form
2. Amendment

Number of pages being transmitted, including this page: 15

Dated: January 16, 2007


Pamela Skelton

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TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: 858-350-6100
Fax: 858-350-6111
436

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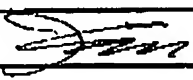
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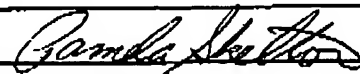
JAN 16 2007

PTO/SB/21 (07-06)

TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/773,761	
	Filing Date	February 6, 2004	
	First Named Inventor	Erlander, Mark G.	
	Art Unit	1636	
	Examiner Name	SCHLAPKOHL, Walter	
Total Number of Pages in This Submission	14	Attorney Docket Number	022041-001420US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.62 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	Kawai Lau		
Date	January 16, 2007	Reg. No.	44,461

CERTIFICATE OF TRANSMISSION/MAILING			
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Signature			
Typed or printed name	Pamela Skelton	Date	January 16, 2007

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By: *Pamela Skelton*
Pamela Skelton

PATENT
Attorney Docket No.: 022041-001420US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mark G. Erlander, et al.

Application No.: 10/773,761

Filed: February 6, 2004

For: PREDICTING BREAST CANCER
TREATMENT OUTCOME

Customer No.: 41578

Confirmation No. 5596

Examiner: SCHLAPKOHL, Walter

Technology Center/Art Unit: 1636

RESPONSE TO RESTRICTION
REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in reply to a Restriction Requirement mailed December 14, 2006, which set Sunday, January 14, 2006 as the initial deadline for response. This Response, filed Tuesday, January 16, 2007, is believed to be timely filed in light of the Federal Holiday on Monday, January 15, 2007.

Reconsideration in light of the following claim revisions and remarks is respectfully requested.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.